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FACSIMILE TRANSMITTAL CERTIFICATE



Alisa R. Hintzman

REPLACEMENT SUPPLEMENTAL APPEAL BRIEF			Docket No. EDD002USPT01
Serial No. 10/033,580	Filing Date December 28, 2001	Examiner Marsh, Steven M.	Group Art Unit 3632
Applicant: Eddy			
Invention: EAVES TROUGH SUPPORT BRACKET			

Mail Stop Appeal Brief - Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This Replacement Supplemental Appeal Brief is filed on appeal from the decision of the Examiner dated November 30, 2004 reopening prosecution of this application after Applicant's filing of an Appeal Brief and rejecting claims 1, 3-16 and 18-22 in the above-referenced patent application.

Applicant requests reinstatement of the appeal.

03/31/2005 GJOHNSON 00000009 192020 10033580 **REAL PARTY IN INTEREST**
 01 FC:2402 250.00 DA

The real party in interest in connection with this appeal is the inventor Gary Eddy.

primary rib longitudinally overlaps the first and second legs so as to further improve the strength of the bracket. While the eaves trough support bracket disclosed by Odekirk also has a rib which extends across and is substantially perpendicular to the bend line between the distal end of the main beam and the strut, this rib does not longitudinally overlap the side ribs, as can clearly be seen in FIG 1.

CONCLUSION

Applicant respectfully submits that all pending claims (claims 1, 3-16 and 18-22) are in condition for allowance.

Respectfully submitted,

Date 25 Mar. 05

By M. S. Sherrill
Michael S. Sherrill, #32,302
SHERRILL LAW OFFICES, PLLC
4756 Banning Avenue, Suite 212
White Bear Lake, Minnesota 55110-3205
(651) 426-2400

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FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT \$370.00

Complete If Known

Application Number	
Filing Date	
First Named Inventor	Eddy
Examiner Name	
Group Art Unit	
Attorney Docket No.	EDD002USPT01

METHOD OF PAYMENT

1. The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number 192020

Deposit Account Name Sherrill Law Offices

 Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.17 Applicant claims small entity status. See 37 CFR § 1.27

2. Payment Enclosed:

Check Credit card Money Order Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
101	740	201	370	Utility filing fee	370.00
106	330	206	165	Design filing fee	
107	510	207	255	Plant filing fee	
108	740	208	370	Reissue filing fee	
114	160	214	80	Provisional filing fee	
SUBTOTAL (1)		\$370.00			

2. EXTRA CLAIM FEES

Extra Claims	Fee from below	Fee Paid
Total Claims 20 -20** = 0	X 9.00 = 0.00	
Independent Claims 3 - 3** = 0	X 42.00 = 0.00	
Multiple Dependent		

Large Entity	Small Entity	Fee Description		
103	18	203	9	Claims in excess of 20
102	84	202	42	Independent claims in excess of 3
104	280	204	140	Multiple dependent claim, if not paid
109	84	209	42	** Reissue independent claims over original patent
110	18	210	8	** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2)		\$0.00		

*or number previously paid, if greater. For Reissues, see above

3. ADDITIONAL FEES

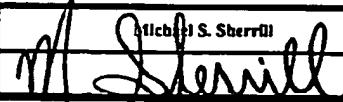
Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non - English specification	
147	2,520	147	2,520	For filing a request for ex parte reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	400	216	200	Extension for reply within second month	
117	920	217	460	Extension for reply within third month	
118	1,440	218	720	Extension for reply within fourth month	
128	1,960	228	980	Extension for reply within fifth month	
119	320	219	160	Notice of Appeal	
120	320	220	160	Filing a brief in support of an appeal	
121	280	221	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,280	241	640	Petition to revive - unintentional	
142	1,280	242	640	Utility issue fee (or reissue)	
143	480	243	230	Design issue fee	
144	620	244	310	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR § 1.17(q)	
126	180	128	180	Submission of Information Disclosure Statement	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
148	740	248	370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))	
179	740	278	370	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	
Other fee (specify) _____					

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

SUBMITTED BY

Complete if applicable

Name (Print/Type)	Michael S. Sherrill	Registration No. (Attorney/Agent)	32,302	Telephone	(651) 426-2400
Signature				Date	December 28, 2001

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